

Summary of Town Council Minute

June 25, 1985

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Approved following transfers:	15
\$10,500 from 592 as follows: \$9,000 to 586; \$1,500 to 587	
\$ 2,500 from 570 to 582	
\$10,000 from 594 as follows: \$9,000 to 593; \$1,000 to 583	
\$ 6,000 from 592 to 593	
Approved following transfers:	
\$ 200 from 505-4 to 505-1	15-1
\$ 250 from 597 to 595	16
\$30,000 from 368 to 364	16
\$ 300 from 597 to 591	17
\$ 4,470 from 903 to 902	1
\$ 365 from 505-4 to 502-1	1
\$ 2,200 from 923-4 to 924	1
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Approved following transfers:	2
\$ 3,731 from A/C 804-831-01 to 506-890	20-
\$10,000 from A/C 503-130 to 508-646	20-
\$ 5,050 from A/C 505-130 to 508-646	20-
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Approved transfer of \$65 from A/C 603-110 to A/C 603-200		29
Noted for the record the Ordinance Committee meeting minutes of June 5, 1985		29
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Approved transfer of \$129 from 804-828 to 132-421		30
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Discussion of Electric Division		30-31
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Meeting Adjourned		36
Exhibit 1 pages 1-3		

Town Council Meeting

June 25, 1985

7:30 p.m.

- (1) Roll call and pledge of allegiance to flag.
- (2) Public question and answer period.
- (3) NOTE FOR THE RECORD financial statements of the Town of Wallingford for the month ended May 31, 1985 (tabled at June 11, 1985 meeting).
- (4) TABER HOUSE PROPOSAL presentation by Mr. Larry Northrop, requested by James J. Acton, Library Board of Manager. (TABLED circa 1984).
- (5) Consider abandonment of Borough Electric Easement on North Plains Industrial Road, requested by Attorney Thomas J. Richardson.
- (6) PUBLIC HEARING 8:00 p.m. on SUMMARY LIST OF NEIGHBORHOOD ASSISTANCE PROGRAMS, resolution included, requested by Donald W. Roe.
- (7) Consider & approve a transfer of \$200 from A/C 3-845-800-35 to A/C 3-845-200-35, requested by Donald W. Roe.
- (8) Consider approval of the 1985-1986 Budget for Title XX-10 Supplement, Wallingford Community Day Care Center, Inc./Kathleen M. Queen.
- (9) Consider & approve the following transfer request for fiscal year 1985-86, requested by Charles L. Fields, Tax Collector:
  - (a) Establish new line item A/C #142-135.
  - (b) Transfer \$1,000 from A/C 142-130 to A/C 142-135.

- (10) Consider transfer of \$67,748.67 to SUSPENSE TAX BOOK, requested by Charles L. Fields, Tax Collector, as follows: 34
- |                 |                    |
|-----------------|--------------------|
| 1978 Grand List | \$ 1,313.09        |
| 1979 Grand List | 3,331.07           |
| 1980 Grand List | 209.56             |
| 1981 Grand List | 41,751.01          |
| 1982 Grand List | 13,937.49          |
| 1983 Grand List | <u>7,206.45</u>    |
|                 | <u>\$67,748.67</u> |
- (11) Consider & approve budget amendment and budget transfers, requested by Raymond A. Denison, Office Manager, Water & Sewer Divisions:
- (a) Budget amendment increase of \$60,000 to A/C 461-000 and \$60,000 to A/C 403-000.
  - (b) Transfer of \$5,000 from A/C 348-085 to A/C 332-085.
  - (c) Transfer of \$2,000 from A/C 673-001 and \$2,000 from A/C 926-001, a total of \$4,000 to A/C 925-001.
- (12) NOTE FOR THE RECORD the financial statements of the Electric, Water and Sewer Divisions for the month ending May 31, 1985 (not available when agenda was published).
- (13) Consider & approve the following transfers, requested by Charles F. Walters, Electric Division:
- (a) \$66,550 from 391 Contingency to 391 (1985-86 BUDGET).
  - (b) \$ 1,000 from 598 and \$1,500 from 592, a total of \$2,500 to 588.
  - (c) \$ 500 from 596 to 585.
  - (d) \$10,500 from 592 as follows: \$9,000 to 586 & \$1,500 to 587.
  - (e) \$ 2,500 from 570 to 582.
  - (f) \$10,000 from 594 as follows: \$9,000 to 593 & \$1,000 to 583.
  - (g) \$ 6,000 from 592 to 593.
  - (h) \$ 200 from 505-4 to 505-1.
  - (i) \$ 250 from 597 to 595.
  - (j) \$30,000 from 368 to 364.
  - (k) \$ 300 from 597 to 591.
  - (l) \$ 4,470 from 903 to 902.
  - (m) \$ 365 from 505-4 to 502-1.
  - (n) \$ 2,200 from 923-4 to 924.
  - (o) \$ 4,052 from 930 to 920-2.
  - (p) \$ 1,000 from 513-1 to 512-2.
  - (q) \$ 1,000 from 590 to 580.
- (14) Consider & approve the following transfers, requested by Steven L. Deak, Director of Public Works:
- (a) Establish new line item account #506-890.
  - (b) Transfer \$3,731 from 804-831-01 to 506-890.
  - (c) Transfer \$10,000 from 503-130 to 508-646.  
Transfer \$ 5,050 from 505-130 to 508-646.
  - (d) Transfer \$ 600 from 504-140 to 503-201-01
  - (e) Transfer \$ 350 from 511-201 to 509-201.
- (15) Consider abandoning school pathway from Laurel Drive to Kondracki Lane, requested by Mayor William W. Dickinson, Jr.
- (16) Consider waiver of bidding procedure to expand Wallingford Public Schools security alarm system. EXECUTIVE SESSION requested by Frank J. Soldan, Superintendent of School, due to subject which pertains to security within the Town of Wallingford.
- (17) Consider & approve the following request from Victor J. Scionti, Fire Marshal:
- (a) Establish new line item account #203FM-571.
  - (b) Transfer \$315 from A/C 203FM-900 to A/C 203FM-571.
- (18) Consider waiver of bid on C-Med contract for the 1985-86 Budget, requested by Fire Chief Jack K. McElfish.
- (19) Consider & approve a transfer of \$700 to A/C 702-410, requested by William T. Moraza, Chairman, Zoning Board of Appeals.
- (20) DISCUSSION and possible action by the Town Council on the Wallingford portion of the Meriden landfill.
- (21) Consider authorizing Mayor Dickinson to sign lease between the Town of Wallingford and the Southern New England Telephone Company, requested by Gerald E. Farrell, Esq., Assistant Town Attorney.

- (22) Consider & approve a job description for DISTRIBUTION SUPERVISOR - WATER DIVISION (approved in 1985-86 Budget).
- (23) Consider & approve a job description for DISTRIBUTION TECHNICIAN - ELECTRIC DIVISION (approved in 1985-86 Budget).
- (24) Consider & approve a job description for WORKING CREW LEADER - BOARD OF EDUCATION (approved in 1985-86 Budget).
- (25) Consider & approve proposal presented by Councilman James A.G. Krupp pertaining to the Ordinance Committee:
- (a) Resolution defining the activities of the Ordinance Committee
  - (b) APPENDIX II - ORDINANCE COMMITTEE.
- (26) Consider & approve a transfer of \$65 from A/C 603-110 to A/C 603-200, requested by Rosemary A. Rascati, Town Clerk.
- (27) NOTE FOR THE RECORD the Ordinance Committee Meeting minutes of June 5, 1985, requested by Councilman James A.G. Krupp.
- (28) ACCEPT Town Council Meeting Minutes of June 11, 1985.

ADDENDUM: June 20, 1985

- (29) Consider & Approve the following transfers, requested by Vincent T. McManus, Town Attorney.
- (a) Transfer \$129 from A/C 804-828 to A/C 132-421.
  - (b) Transfer \$ 23 from A/C 804-828 to A/C 132-421.

ADDENDUM: June 21, 1985

- (30) Discuss transfer of Surplus Electric Division earnings to Capital and Nonrecurring fund, requested by Councilman Albert E. Killen.

#### TOWN COUNCIL MEETING

June 25, 1985

7:30 p.m.

A regular meeting of the Wallingford Town Council was held in Council Chambers, called to order at 7:30 p.m. by Vice Chairwoman Marie B. Bergamini. Answering present to the roll called by Town Clerk Rascati were Council members Bergamini, Diana, Holmes, Killen, Krupp Polanski, and Rys. It was noted for the record that Mr. Gessert is on vacation and Mrs. Papale was going to be a few minutes late. Also present were Mayor William W. Dickinson, Town Attorney Vincent T. McManus, Jr., and Thomas A. Myers, Comptroller. The pledge of allegiance was given to the flag.

#### PUBLIC QUESTION AND ANSWER PERIOD

Mr. Ed Bradley, 2 Hampton Trail, expresses concern about the problem going on in the Spring Lake area which has been going on for the last 13 months. This is an issue he has been fighting since April, 1984. This was an issue that was assured to him that it would be taken care of and that site being secured. Mr. Bradley feels he has had no support from Town Officials. Mr. Raymond Rys was the only one that did come out to the site. No one seems to want to react. He feels it should of opened everyones's eyes when McKenzie Reservoir was closed down for one week. It is time for the Town and Town Officials to take a stand. Mr. Bradley knows that one thing that has been suggested is that the Town pull the \$5,000 bond that was posted by Bristol-Myers. Mr. Gessert feels that this is a losing battle. This would tie everything up in litigation for a long time. It is unfortunate that Mr. Gessert is not here. We, as residents have to stand up and make

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It known that we don't like the companies coming here. They are the people of the Town. Not Bristol-Myers and many of the other companies moving in. They add to the tax base but is this what we have to expect in return? Mr. Bradley states that he has soil samples and water samples that have been obtained by engineers. He has many samples that show more material came down than what did come down last June. Sunday, June 16, samples show large amounts of sediments in water samples. Southern most sedimentation pond full; northern most sedimentation pond full at Carpenter Lane; water entering water shed area north of Carpenter Lane and north of their site is clean; water along Research Parkway clean. He is tired of hearing that it is not coming from their site. He called the Mayor and was told that someone would be sent out on Monday. June 17th called DEP. Recorded problem. Met at Bristol-Myers that day and was recorded that the water contained much sediment. Said they would then check the site within 2 days. Thursday, June 20th. Spring Lake received sediment from Bristol-Myers site. No one has still gone out to inspect site. Today, Doug Cooper was called and replied that nothing had been done yet. Nine days has gone by and nothing has been done. This is now a nationwide issue. The Mayor states that he doesn't like to initiate losing causes of action. If this is the way it is going to be, then inform the police station not to make any more arrests unless they are sure they can get a conviction. What this is going to come down to is boycott and this is going to have to be a legal action started by the residents out there. This is what is deserved as taxpayers of the Town of Wallingford.

Mayor Dickinson then states that Linda Bush is the one who did go out to the site. Tom Clark was sick and Linda Bush did go out to the site.

Mr. Bradley states that they do react to this. However, they are failing on proper maintenance up there. Silt and sedimentation are still going into the lake. Section A6 of the New Haven Register, it explains what silt and sedimentation can do. He highly recommends that they all read this. It is a national issue.

Mrs. Bergamini then comments that the former Council knew they were the Flood & Erosion Control Board. They worked on this and was found that there was no way they could put through an ordinance that would have any bearing against the State Statute.

Mr. Bradley then states that he would like to have some type of discussion on this matter. The State tells us what to do, when to do it, and how to upgrade. On the other hand, they don't have the manpower.

Mayor Dickinson states that the Inland Wetlands/Water Course jurisdiction is with the State of Connecticut. The Town of Wallingford does not have jurisdiction over issuing construction activities permits, and Inland Wetlands effect on water course. All the permits issued on Bristol-Myers were by the State of Connecticut. The only thing that can be done is to make weekly visits out there and make sure the sedimentation is being watched. In order to sue and state that the permit was incorrectly given, that the controls are inadequate, would require expert testimony.

Mrs. Bergamini states that they stopped a building permit from going on the corner of Williams Road and Durham Road. The DEP came and allowed a building permit on a pond and left us with the problem that would then result.

Mr. Killen then remarks that Mr. Bradley noted that silt seems to be entering the water out there. This is something that should be able to be handled by our water people. If no one is going to come down and tell them they have to keep that water clean, then their not going to tell Wallingford to clean up their water. Samples should be taken and sent to Hartford and then nothing done until these are taken care of. If the water is clear at one end and dirty at the other, samples should be taken and sent back to the State.

Mr. Holmes moved to remove from the table the financial statements of the Town of Wallingford for the month ended May 31, 1985; seconded by Mr. Krupp.

VOTE: Unanimous ayes with the exception of Mr. Gessert who was not present for the vote; motion duly carried.

Mr. Killen noted for the record the financial statements of the Town of Wallingford for the month ended May 31, 1985; seconded by Mr. Holmes.

VOTE: Unanimous ayes with the exception of Mr. Gessert who was not present for the vote; motion duly carried.

It was then noted by Mrs. Bergamini that Item 4 has been withdrawn. She had a request by Mr. Acton to withdraw this item. 352

Attorney Tom Richardson then speaks on Item 5. He states that he is the attorney representing American Development Corporation which owns a piece of real estate on North Plains Industrial Road. There is a 60ft electric easement that existed across the property that his client paid \$9,025 to the Electric Division, and they went ahead and removed the poles and wires. On May 7, 1985, there was a motion that the PUC recommend to the Town Council that the easement be abandoned. Mr. Beaumont seconded the motion and it was carried unanimously.

Mrs. Papale moved to consider abandonment of Borough Electric Easement on North Plains Industrial Road; seconded by Mr. Polanski.

Mr. Krupp then asked to disqualify himself as Attorney Richardson is his personal attorney.

Mr. Killen then asked if all the stipulations between the Electric Division and his client have been met. This is correct states Mr. Richardson. He then states that his client owns this property. He then notes that at the time of the closing, \$19,000 was paid in back taxes to the Town of Wallingford. Mrs. Bergamini then states that they waited a long time for this. If it was in her power, she would never do a favor for this man.

Mr. Killen asked where they moved the poles. Mr. Richardson states that they moved them on to North Plains Industrial Road.

For the record, Mrs. Bergamini noted that her comments have nothing to do with American Development Corporation. She is commenting on the person who sold the land.

VOTE: Council members Diana, Holmes, Killen, Papale, Polanski, and Rys voted aye; Council members Bergamini and Krupp passed; Mr. Gessert was not present for the vote; motion duly carried.

Item 6 is a public hearing for 8:00 so they will then move on to Item 7.

Mrs. Papale moved to consider and approve a transfer of \$200 from A/C 3-845-800-35 to A/C 3-845-200-35; seconded by Mr. Rys.

It was noted that the last two account numbers were cut off from copy and they were to be 35.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mrs. Bergamini then noted that Item 8 would be done next since it was not yet time for the Public Hearing.

Mr. Krupp states that they do not have the budget for this. How can they move this? There is no documentation. Kathleen Queen then noted that she had copies of everything. They were then copied and handed out to each Council Member.

Mr. Krupp moved the first resolution; seconded by Mrs. Papale.

Mr. Killen asked Mr. Myers if the figures were then correct.

Mr. Myers hasn't seen this.

Kathleen Queen then states that what this is is for 2 aides for the Associated Service Block Grant Fund. The reason for the funding is that this is an exclusive federal funded project that does not require financial funds for the Town. She states that there are no matching funds and that this is purely a separate budget. This is a total of \$18,000. \$7,000 each plus fringe benefits and taxes. Because this job does not pay so well, they are finding that people take the job for 2-3 weeks, and then return to go on Welfare. This makes them short staffed all the time.

Mrs. Papale then notes that the person who takes this job must be on Welfare. Kathleen Queen responds that yes they do. This is a restriction. She would like this restriction dropped since many have been notified of this job and nobody has responded.

Mr. Killen asks how long this position has been vacant.

Kathleen Queen responds that they have had one position vacant for 2 years. She states that there are many problems. One is that the person who may want the job from Meriden, has a problem getting to Wallingford.

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Mr. Killen feels that this issue deserves some attention.

Kathleen Queen states that this is a federal stipulation. The theory was that anyone who could raise children, could take care of someone else's child.

Mr. Rys questions the child/staff ratio. What happens when you have to hire aides.

Kathleen then states that they have more children than they have staff. State law require 2 program people on premises at all times. Then they are staffed sufficiently to meet the needs of the children. They have a highly qualified staff and when she calls the Health Dept. to say they are not meeting the needs because they have 23 children to 1 teacher, they come in and say that is OK as this teacher is doing a great job. This is not right. They recommend the child/teacher ratio and this is how it should be.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Krupp moves to adopt the 2nd resolution; Mr. Polanski seconded the motion.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

A copy of both resolutions and also the agreement and the Grant Action request follow:

RESOLUTION

WHEREAS, pursuant to Chapters 133 and 300a of the Connecticut General Statutes, the Commissioner of Human Resources is authorized to extend financial assistance to municipalities and human resource development agencies; and

WHEREAS, it is desirable and in the public interest that the TOWN OF WALLINGFORD make application to the State in order to undertake a Child Day Care Program and to execute a Grant Action Request therefor. It is understood that the Local Agency will provide a local grant-in-aid, where applicable, in accordance with the requirements of Chapter 133 and 300a of the Connecticut General Statutes, as appropriate.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL:

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapters 133 and 300a of the Connecticut General Statutes.
2. That it recognizes the responsibility for the provision of local grant-in-aid to the extent that they are necessary and required for said program.
3. That the filing of an application by the Local Agency in an amount not to exceed EIGHTEEN THOUSAND ONE HUNDRED FORTY-FOUR AND 00/100 (\$18,144.00) DOLLARS is hereby approved, and that the Chairman of the Town Council is hereby authorized and directed to execute and file such application with the Commissioner of Human Resources, to provide such additional information, to execute a Grant Action Request with the State of Connecticut for state financial assistance if such an agreement is offered, to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the Local Agency.

Certified a true copy of a resolution duly adopted by the Local Agency at a meeting of its Governing Body on 1985, and which has not been rescinded or modified in any way whatsoever.

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DATE: \_\_\_\_\_

BY: \_\_\_\_\_

ROSEMARY A. RASCATI  
Town Clerk

### R E S O L U T I O N

WHEREAS, Pursuant to Connecticut General Statutes Sections 17-31b, 8-210, 8-221, 8-222, 8-222b(a), 8-222b(b), 8-222b(c), 8-222b(d) and 8-222b(e), the Commissioner of Human Resources is authorized to extend financial assistance to municipalities and human resource development agencies; and

WHEREAS, it is desirable and in the public interest that the Town of Wallingford make application to the State for EIGHTEEN THOUSAND ONE HUNDRED FORTY-FOUR AND 00/100 (\$18,144.00) DOLLARS in order to undertake a program of WALLINGFORD TITLE XX SUPPLEMENT and to execute a Grant Action Request therefor. It is understood that the Town of Wallingford will provide a local grant-in-aid in accordance with the requirements of Connecticut General Statutes Sections 17-31b, 8-210, 8-221, 8-222, 8-222b(a), 8-222b(b), 8-222b(c), 8-222b(d), and 8-222b(e), as appropriate; and

WHEREAS, the Town Council of the Town of Wallingford is cognizant of the conditions and prerequisites for State assistance imposed by Sections 17-31b, 8-210, 8-221, 8-222, 8-222b(a), 8-222b(b), 8-222b(c), 8-222b(d) and 8-222b(e) of the Connecticut General Statutes; and

WHEREAS, the Town Council recognizes the responsibility for the provision of local grants-in-aid to the extent that they are necessary and required for said program;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL:

That the Town of Wallingford file an application in an amount not to exceed EIGHTEEN THOUSAND ONE HUNDRED FORTY-FOUR AND 00/100 (\$18,144.00) DOLLARS, and that the Chairman of the Wallingford Town Council is hereby authorized and directed to execute and file such application with the Commissioner of Human Resources, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute a Grant Action Request with the State of Connecticut, for State financial assistance if such an Agreement is offered, to execute any amendments, rescissions, and revisions thereto, and to act as the authorized representative of the Town of Wallingford.

### A G R E E M E N T

Agreement entered into between THE TOWN OF WALLINGFORD, hereinafter referred to as the "Local Agency" and THE WALLINGFORD COMMUNITY DAY CARE CENTER, INCORPORATED, herein-



after referred to as the "Delegate Agency".

1. The Local Agency has executed a Grant Action with the State of Connecticut acting by its Commissioner of Human Resources for funding Child Day Care Programs to be carried out by the Delegate Agency, acting in behalf of the Local Agency. The Grant Action has been executed under the provision of the Master Contract executed between the Local Agency and the State of Connecticut on September 30, 1982.

2. The Delegate Agency and the Local Agency agree that such Master Contract and Grant Action as the Local Agency has executed with the State of Connecticut for the purpose of funding the program to be carried out by the Delegate Agency shall be and hereby is incorporated into this Agreement by reference and made a part hereof. The Delegate Agency expressly agrees to be bound by the terms of said Master Contract and Grant Action and to carry out the program Number 148-CDC-Title XX-9 subject to its provisions during the period October 1, 1985 to September 30, 1986.

3. This Agreement shall be incorporated into and shall govern any other agreements that presently exist between the Local Agency and the Delegate Agency.

IN WITNESS WHEREOF, the Delegate Agency has caused this Agreement to be duly executed in its behalf and its seal hereunto affixed this \_\_\_\_\_ day of \_\_\_\_\_, 1985, and thereafter the Local Agency has caused these presents to be signed and sealed by the Chairman of its Town Council, duly authorized, this \_\_\_\_\_ day of \_\_\_\_\_, 1985

Signed, Sealed and  
Delivered in the  
Presence Of:

THE WALLINGFORD COMMUNITY DAY  
CARE CENTER, WALLINGFORD

BY: \_\_\_\_\_  
MALCOLM RUBIN, President

THE TOWN OF WALLINGFORD

BY: \_\_\_\_\_  
DAVID A. GESSERT, Chairman  
Town Council, Town of Wallingford

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GRANT ACTION REQUEST/PROGRAM DESIGN & FINANCING PLAN

4. NAME OF APPLICANT: Town of Wallingford  
ADDRESS: P.O. Box 67, Wallingford, Ct. 06492

NAME OF PROGRAM: Wallingford Supplement PROGRAM NO. 146-CDC-10-Supplement

Budget Period  
Requested \_\_\_\_\_ Approved \_\_\_\_\_

From October 1, 1985	From
To September 30, 1986	To

B. FINANCING SUMMARY

	(a) Requested	(For DHR Use Only)	
		(b) Adjustments	(c) Approved
1. Total Net Program Costs (from Program Financing Plan)	\$18,144.00		
2. Local Share (Where applicable)			
3. Federal Share (Where applicable)			
4. State Grant (Line 1-2 and/or 3)	\$18,144.00		

FUNDING RESTRICTIONS:

C. LOCAL AGENCY REQUEST

Approval of the Grant Action Request in the amount shown in the above summary and for the time period indicated is hereby requested. It is understood that the program will be operated in accordance with the State Plan and Program Plan and Program Budget approved by the Commissioner of DHR. I hereby certify that no part of the local share of the cost of the program, either directly or indirectly, is or will be composed of State or Federal funds or services furnished with State or federal funds.

\_\_\_\_\_  
Applicant/Authorized Signature

\_\_\_\_\_  
Chairman Town Council

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

D. DHR GRANT ACTION APPROVAL

The Grant Action Request/Program Design & Financing Plan are hereby approved in the amounts and for the time period indicated. This Grant Action is made in accordance with and under the terms and conditions of the Master Contract and Supplement (A), (B), (C), (D), (E), & (F) executed on \_\_\_\_\_ as amended. Grant Action Request Number \_\_\_\_\_.

\_\_\_\_\_  
(DATE)

\_\_\_\_\_  
COMMISSIONER — DEPARTMENT OF HUMAN RESOURCES

\_\_\_\_\_  
(DATE)

\_\_\_\_\_  
SECRETARY — OFFICE OF POLICY AND MANAGEMENT

Mayor Dickinson then notes that the minutes from June 20, 1985 meeting must be certified to be correct regarding Parker Farms. Mrs. Bergamini states that this will be done at the end of the meeting.

Mr. Krupp then moved the resolution of the SUMMARY LIST OF NEIGHBORHOOD ASSISTANCE PROGRAMS; seconded by Mr. Rys.

Mrs. Bergamini noted that since this was a public hearing, the public may respond.

Edward Musso, 56 Dibble Edge Road, questions that the YMCA is getting funds and he thought they operated on membership dues.

Mr. Rys noted that they are a service to the community.

Donald Roe states that this is not a governmental grant program in any form. This is by State Statute private businesses can make contribu-

tions to non-profit agencies that they decide they want to contribute to. To do this enables them to a tax break.

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Mayor Dickinson then states that the dollar figures used are the projects that have been identified by these organizations for contribution for a private industry.

Mr. Killen wondered if these had to be prioritized. Mr. Roe states that if we did this they would have to be reviewed and evaluated. He feels that they are facilitating a program on behalf of the State. Getting information together on their behalf and sending it on to them. They have to be bonified agencies.

Mr. Krupp noted that the Women's shelter was getting 2 system financing.

Frank Formica, Administrative Director, Child Guidance Clinic, wants this known that this is more than just a tax break. The various programs that have been submitted to Mr. Roe are programs that these agencies see to be most helpful. It was noted that neither Wallingford or Meriden has a counselor for youth ages 8-12. Child Guidance is requesting that they provide such a counsel. It doesn't cost the Town a thing. They are hoping this type of program will be approved. In return, the industry does get a tax break. The community though, gets help, the agency provides a service, and in effect that makes this allocation gets a break. Therefore, everyone wins.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

This resolution is attached to these minutes and made a part thereof, Exhibit 1 pages 1-3.

Mrs. Bergamini then reads Item 9 and questions why we are doing the 1985-86 budget for this item.

Mr. Myers explains that the 85-86 budget takes effect on Monday. Because the tax bills went out a week ago. Mr. Fields needs some additional help on a part-time temporary basis a person who had worked in the office for a period of 2 years and will be coming back 3-4 hours a day. This is available at all times.

They would be looking to start her on the payroll next Monday.

Mr. Krupp moved to establish A/C 142-135; seconded by Mr. Rys.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Krupp moved to transfer \$1,000 from A/C 142-130 to A/C 142-135; seconded by Mr. Rys.

Mr. Killen feels that this is an appropriation over and above the budget and money should be coming from an outside source.

VOTE: Unanimous ayes with the exceptions of Mr. Gessert who was not present for the vote and Mr. Killen who voted no; motion duly carried.

Mr. Krupp moved transfer of \$67,748.67 to SUSPENSE TAX BOOK as follows:

1978 Grand List	\$ 1,313.09
1979 Grand List	3,331.07
1980 Grand List	209.56
1981 Grand List	41,751.01
1982 Grand List	13,937.49
1983 Grand List	7,206.45

Seconded by Mr. Killen.

Mr. Polanski questions that 847 is motor vehicles, is this when people move out of town?

Mr. Fields states that if you fail to notify Motor Vehicle that you moved, you get a tax bill anyway.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mayor Dickinson then states that they got the original insurance estimates, and they want to schedule a special meeting. They don't have any final figures but they will be way under budget figures and could be as much as \$275,000 short. Charlotte Collins is here to answer questions. Final figures they do not have. They have to schedule a time to deal with this.

Mrs. Bergamini states that she already called Item 11, they will then go back to Charlotte Collins.

358

Mr. Polanski moved to amend budget increase of \$60,000 from A/C 461-000 to A/C 403-000; seconded by Mrs. Papale.

Mrs. Bergamini then read the explanation.

Mr. Krupp questions if they are paying off early their depreciation of excess income for this fiscal year.

Mr. Denison states that what they are doing is the 3 stage rate increase is already in effect. The third stage is beginning in September. This provides for a phasing of full depreciation. They provide in their years budget for a depreciation of \$250,100. The depreciation is now about \$60,000 in excess of that. Normally the auditors would book the full depreciation. There would then be a comment that this was not fully depreciated. The rate increase was designed to use the assets of fiscal year 1985-86. However, they find themselves in the situation with additional revenue. They thought it would be advantageous to do it themselves and thus avoid an entry and a comment.

Mr. Krupp then questions if this is next years depreciation.

Mr. Krupp then states that depreciation is not an account that requires a cash transaction. Also, what is the use of the \$60,000 at this point.

Mr. Denison responds that this is used to fund capital budget, and create retained earnings. This was a source of working capital.

Mr. Killen notes that they are only over budget \$32,000 in that account.

Mr. Denison states that they got the results of their June 1st billing. Because of water usage, this results in an increase in sewer charges, they accrue what water is being used now. As of today, they would have approximately \$78,000-\$80,000 in that account.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Diana moved a transfer of funds of \$5,000 from A/C 348-085 to A/C 332-085; seconded by Mr. Krupp.

Mr. Krupp questions why new hydrants are coming in at a lesser than expected rate. Why?

It is explained to Mr. Krupp that these are done with changes being made in the distribution system and the new mains that may be going in. In terms of the overall picture, there are a substantial amount of new hydrants this year. Mr. Mascia then goes on to explain that yes some people are filling their swimming pools by hydrants but they are then being charged at the current rate.

Mr. Killen notes that he could not find an account number. Therefore, this account should be established. It was noted that there was no activity in this account for this fiscal year. Mr. Myers then said this account should be established.

Mr. Diana moved to establish new A/C =332-085; seconded by Mr. Rys.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Diana then made a motion for a transfer of \$5,000 from A/C 348-085 to A/C 332-085; seconded by Mr. Rys.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote and Mr. Killen who voted no; motion duly carried.

Mr. Krupp moved to transfer \$2,000 from A/C 673-001 and \$2,000 from A/C 926-001 a total of \$4,000 to A/C 925-001; seconded by Mr. Polanski.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Killen moved to move up Item #22 as this also pertained to the Water Division; seconded by Mr. Krupp.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

359

Mr. Killen noted that on the 3rd line of Required Experience and Training, the third line should read "of" and not "or". Mr. Scadale then agreed that that should be "of".

Mr. Krupp moved as amended, approval of a job description for DISTRIBUTION SUPERVISOR-WATER DIVISION; seconded by Mr. Holmes.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mrs. Papale moved to Waive Rule V to discuss the insurance matter with Charlotte Collins, Town Treasurer; seconded by Mr. Holmes.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Charlotte Collins explains that they were refused by The Hartford 3 times. However, they are now willing to write our insurance. They are looking into alternatives. They may go with bigger deductibles. However, they still do not have a quotation. This effects everyone. As of yet, they have not been able to get quotations on the Electric Division because they are not familiar with this. The Mayor was able to get an extension on the liability for the Electric Division for another month. Property insurance does not expire until the 1st of August. Electric is covered until July.

Mrs. Bergamini questions if we need a special meeting by a certain date.

The Mayor then states that they need a meeting Monday, July 1st, in order to authorize the binding of coverage with The Hartford. They will have to authorize the purchase of that insurance because the INA/Actna coverage ends June 30, 1985 except for the Electric Division. Therefore, the meeting is needed for the placement of insurance.

Mr. Krupp states that Utilities fund insurance out of their budget. Is bad debt insurance also in this package?

Mrs. Collins states that is something they carry on their own.

Mr. Krupp then asks if we are looking to expand self-insurance where appropriate. Mrs. Collins does state that in several areas they are trying. She states that in Avon they appropriated \$7,500.00. The bid came in at \$60,000.00. Mrs. Collins then passed out an item in Sunday's New York Times. When there is only one company writing it, everybody is going for it. Everyone is looking for coverage.

Mrs. Collins states that for the last 3 years insurance has been paid on a monthly basis. What they need is the approval of the Council on going with the Hartford. They should have the necessary information by Monday. There are no laws about self-insurance as asked by Mr. Diana. She states that only under Worker's Comp. You have to prove to the State that you could support self-insurance.

Mr. Diana thinks that maybe 168 towns should pool their money into some type of self-insurance.

Mrs. Collins states that in the future they will be doing something. The generalized Liability will expire as of midnight on June 30, 1985.

Mr. Holmes then questions if perhaps the meeting should be held on Friday then.

Mayor Dickinson states that the agency has the authority to bind coverage. Jack McGuire was in the office and they felt that July 1 was soon enough to meet as long as they acted on that night. Everyone was assured that they would still be covered.

It was decided that a Special Meeting would be held on Monday, July 1, 1985 at 8:00 p.m.

Mr. Killen moved to note for the record the financial statements of the Electric, Water and Sewer Division for the month ended May 31, 1985 seconded by Mr. Rys.

It was noted for the record that the separation of 408 and 408-1 as requested by Mr. Krupp was in the month of May.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

360

Mr. Polanski moved for discussion the transfer of \$66,550 from 391 contingency to 391 (1985-86 budget); seconded by Mr. Diana.

Mr. Walters explains that the reason for the request is because the Mayor had placed this into contingency. These are all capital items.

Mr. Krupp questions the Micro Item. Mr. Lee explains that the Micro is needed to upload and download the Micro Meter Reading Equipment. This is similar to the AT&T equipment. Mr. Krupp also notes that they have computer items such as disk packs, disks, etc. here. These have a longer life as explained by Mr. Lee. The burster is 25 years old. It is used in not only the Tax Department but also the Police Department. Also, why the need for the memory writers at John Street. Could they not be used and tied in with the CRT computer. Why would 1 CRT cost \$1,800 and 2 CRT's cost \$3,700. Mr. Lee states that these prices have dropped. There is no explanation except that now a CRT can be bought for even less than this.

Mrs. Papale asks Mayor Dickinson as to why these were put into contingency. She doesn't remember seeing any of these items.

Mayor Dickinson explains that at budget time, there wasn't time to analyze any of these. There was some indication as to what was needed.

Mayor Dickinson then states that this was placed in Contingency for a later breakdown.

Mr. Holmes states that there was an item of \$201,000 that was just labeled Office Equipment and Supplies. It was everyone's agreement that they put this into Contingency.

Mr. Killen feels that ceiling tiles would come under the category of repairs.

VOTE: Council Members Bergamini, Diana, Holmes and Killen voted yes; Council Members Krupp, Papale, Polanski and Rys voted no; Chairman Gessert was not present for the vote; motion does not carry.

Mr. Holmes moved to transfer \$1,000 from 598 and \$1,500 from 592, a total of \$2,500 to 588; seconded by Mrs. Papale.

Mr. Krupp questions when the settlement would be reached. Mr. Walters states that it is at the fact finding stage at this time. The earliest would then be mid-August. It is in the current budget because the contract expired September 1, 1984. This is to accumulate funds for liability.

Mr. Krupp questions if funds can be carried forward from one year to the next.

Mr. Myers explains that this is recorded as an expense attributable to fiscal 84-85. The books will be closed because it will be treated as an expense. It will be expensed on the P & L. An accrual will be set up for this. It will be just like an account payable. This expense is attributable to 1984-85 and you have to go forth with your best estimate. By doing this, the expense can go against 1984-85. It is then stated for the year on which it belongs.

This has been done before. This is what is trying to be done here.

Mr. Polanski noted that this stated 1985-86. This was just for the first item.

Mayor Dickinson states that the 85-86 Electric Budget did not include funds for the payment of wages of which would be owed during 84-85 as a result of a wage settlement.

Mr. Killen finds this to be a form of encumbrance. They are taking dollars out of one budget and putting it into another.

Mr. Lee explains that this is a forthcoming expense. The present one would say it must be expensed. The rules say that if there is an expense attributable to that year you must expense it. Even if you say no, the auditors are going to book it anyway.

Mr. Killen is stating that this figure is coming from out of the year.

Mr. Myers states that an encumbrance occurs when an order is placed but delivery or receipt of the merchandise or service does not occur in that fiscal year. An example would be ordering office supplies at the end of the fiscal year and they don't come in until the beginning of the new fiscal year. This is an encumbrance. 36

Mr. Killen then states again that these figures are coming out of the blue and he cannot buy that.

Mr. Myers notes that they do this type of transaction on consistency. This is where they are coming from. If you don't do it with consistency, this is where you get hurt.

Mayor Dickinson notes that if there is a grey point, try to remember the previous point. Try to maintain the integrity of each fiscal year. There is a comparable base in the 81-85 budget and the 85-86 budget. If you end up putting all the expense on one year, you will be off. The expenditures for 85-86 budget will then be very high. Therefore, if for no other reason, there needs to be some comparison from one year to the next.

Mr. Krupp questions Mayor Dickinson as to why the note of a better explanation.

Mayor Dickinson explains that he has been very busy and he didn't have a great deal of time to review these items. He didn't feel that this wasn't a good explanation. He didn't want to keep it off the agenda since it had to be voted before the next fiscal year.

NOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Holmes moved to transfer \$500 from 596 to 585; seconded by Mr. Rvs.

It was noted that this was exactly the same situation. All that can be done is to question whether the dollars are there in the account. Mr. Killen feels this will be done with all of them.

NOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Krupp moved Items 13D-13G since they all deal with the same thing. Seconded by Mr. Polanski.  
Transfer \$10,500 from 592 as follows: \$9,000 to 586 & \$1,500 to 587;  
\$2,500 from 570 to 582; \$10,000 from 594 as follows: \$9,000 to 593 and \$1,000 to 583; and \$6,000 from 592 to 593.

NOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Krupp moved transfer of \$200 from 505-4 to 515-1; seconded by Mr. Holmes.

Mr. Holmes questions why on the back it states \$100 and on front it shows \$200.

It was said by Mr. Walters that \$200 is the correct figure. This was just an error.

Mr. Killen notes that he feels this account is over expended. Mr. Krupp agrees with Mr. Killen and pursues this issue. Mr. Krupp then asks if June 12, 1985 they had available the financial statements.

Mr. Lee responds that they did not have the financial statements. He goes on to explain that the billing cycles are running extremely late for the month of May. Also, they need the sales for the month of May and those were not available until approximately the 14th of June. However, Mr. Krupp then states that by this evening, they would be aware that the account was over expended. Mr. Lee replies that he was aware of this fact the day they became over expended. These transfers were made prior to the date of the financials.

Mr. Killen then asks how they can tell if some of these other accounts are not overdrawn.

Mr. Lee explains that they are dealing with small amounts. They were aware that this would be overdrawn before it actually was overdrawn.

Mr. Killen states that this is something that should not be admitted to very often as they can be held responsible. He also notes that this item is a small \$200 item but what about the \$10,000 item. 362

Mr. Lee then notes that on the \$10,000 transfer, he told this to the Council at the last meeting. He states that they are incurring an expense for labor and these are an expense.

Mr. Killen notes that it would have been easier for them to transfer too much and be questioned then not to transfer enough.

Mr. Lee notes that management is very conservative. He is not. This is why he stated that they would be back at the last meeting. He agrees with Mr. Killen that they should have transferred more money before, than to be back again doing the same thing.

VOTE: Council members Bergamini, Diana, Holmes, Papale, Polanski, voted aye; Council members Killen, Krupp, and Rys voted no; Chairman Gessert was not present for the vote; motion duly carried.

Mrs. Papale moved to transfer \$250 from 597 to 595; seconded by Mr. Polanski.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Rys moved to transfer \$30,000 from 368 to 364; seconded by Mr. Holmes.

Mr. Rys notes that on the May statement, it shows they over expended this account by \$10,010.

VOTE: Council Members Bergamini, Diana, Holmes, Papale, and Polanski voted aye; Council Members Killen and Rys voted no; Mr. Krupp and Chairman Gessert were not present for the vote; motion duly carried.

Mr. Holmes moved transfer of \$300 from 597 to 591; seconded by Mrs. Papale.

Mr. Krupp questions the repair of the heater. How much did this cost? Mr. Lee then responds that the cost for repair was \$300. It was noted that that account showed \$2,200 in encumbrances and then left \$37. This will also be used this year.

Mr. Killen then notes that their items went up.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Krupp who were not present for the vote; motion duly carried.

Mr. Holmes moved transfer of \$4,170 from 903 to 902; seconded by Mrs. Papale.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Krupp who were not present for the vote; motion duly carried.

Mr. Rys moved transfer of \$365 from 505-4 to 502-1; seconded by Mr. Polanski.

VOTE: Council members Bergamini, Diana, Papale, Polanski, and Rys voted aye; Council member Killen voted no; Chairman Gessert, Mr. Holmes and Mr. Krupp were not present for the vote; motion duly carried.

Mr. Rys moved transfer of \$2,200 from 923-4 to 921; seconded by Mr. Polanski.

Mrs. Bergamini asks what is Outside Service Contingency.

Mr. Lee states that this was Outside Legal Consultants.

VOTE: Unanimous ayes with the exceptions of Mr. Killen who voted no and Mr. Gessert who was not present for the vote; motion duly carried.

Mr. Holmes moved transfer of \$4,052 from 930 to 920-2; seconded by Mr. Polanski.

Mr. Krupp questions the explanation for this.

Mr. Walters then states that they are talking about 2 people here. They had 2 vacancies and they did fill 1 position but then this person



had to go on jury duty. This was why they had the case of paying 2 salaries for the same position. It was noted that the person on jury duty is paid a full salary and then the jury pay comes back to them.

3163

Mr. Killen questions how they budget for temporary help.

Mr. Lee explains that they budget for the help plus for a limited amount of overtime. There was overtime in this account and they had 2 people working when they had only budgeted for one. This is for temporary help.

Mr. Lee explains that their account states wages.

Mr. Killen notes that this being a new appropriation it should have come from new funds and not a transfer.

VOTE: Unanimous ayes with the exceptions of Mr. Rys and Chairman Gessert who were not present for the vote: motion duly carried.

Mr. Holmes moved transfer of \$1,000 from 513-1 to 512-2: seconded by Mr. Krupp.

Mr. Killen notes that the Boiler Maintenance account shows \$134 left in it.

Mr. Walters notes that this is a best estimate of what it will take to have the boiler maintained.

VOTE: Unanimous ayes with the exceptions of Mr. Rys and Chairman Gessert who were not present for the vote: motion duly carried.

Mr. Holmes moved transfer of \$1,000 from 590 to 580: seconded by Mr. Diana.

Mr. Krupp again questions the explanation for this account and feels that this is very vague. Expenses posted where?

Mr. Walters states that these expenses are posted to their accounts. Mr. Lee states that they know the payroll going in but they don't know where it is going to fall.

Mr. Krupp notes that they should have given a more complete explanation.

Mr. Lee notes that everything is done by workorder.

VOTE: Council members Bergamini, Diana, Holmes, Killen, Papale and Polanski voted aye: Mr. Krupp voted no: Mr. Rys passed and Chairman Gessert was not present for the vote: motion duly carried.

Mrs. Papale motioned to move Item 23 up since it pertained to the Electric Division; seconded by Mr. Diana.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote: motion duly carried.

Mr. Krupp moved to consider and approve a job description for DISTRIBUTION TECHNICIAN - ELECTRIC DIVISION: seconded by Mr. Killen.

Mr. Krupp questions the experience for this job description.

Mr. Sendale says that they have to have a 2 year base.

Mr. Killen states that this is a very technical job description.

Mr. Polanski questions if this person will work with infra-red equipment.

Mr. Sendale states that at this point they do not. They work along with the contractor who does work on this equipment. They do not have the equipment for infra-red themselves. This is where the assisting comes in.

Mr. Killen questions the statement that says he will determine the ownership of properties. Will this also be checked into with an attorney or someone along that line. Mr. Killen is told that this would be investigated and turned over to the Town Attorney's office if something had to be done about this.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote: motion duly carried.

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Mrs. Papale moved to make a motion that Item 19 for the Zoning Board of Appeals be moved up; seconded by Mr. Holmes.

VOTE: Unanimous ayes with the exception of Mr. Gessert who was not present for the vote; motion duly carried.

Mrs. Bergamini apologizes to Mr. Moraza.

Mrs. Papale moved to transfer \$700 from Blue Cross A/C 804-831-01 to Advertising A/C 702-410; seconded by Mr. Holmes.

Mr. Killen questions if this is an appropriation and is assured by Mr. Myers that this is a transfer.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Moraza is then questioned about his secretary. Mr. Killen asks if anyone has brought up that his secretary be paid on an hourly basis and not on a set fee basis.

Mrs. Papale is then explained that the secretary gets so much per hour and then gets \$50 on top of this figure.

Mrs. Bergamini notes that her minutes ended up coming out to \$8 per page.

Mr. Krupp then questions that he understands that this was something that has always been done but isn't it up to the agency to negotiate this and decide what the rate of pay is going to be. Since there is no contract, there is no binding amount.

Mrs. Bergamini notes that this is something that came up by accident because of a transfer of money. She goes on to state that what they are doing is trying to make a suggestion to the agency to clear up this matter.

Mr. Krupp notes that the fact that they funded this means they funded the account and not the method of payment.

Mayor Dickinson notes that once the money is there, if it is spent for secretarial services, this is within the control of the agency. He states that possibly some could be taken out and put in contingency.

This would be the only control on this. Not making it available in the line item.

Mr. Killen feels that the rate of pay for transcribing should be what he pays. Let the rate of pay be consistent.

Mr. Moraza then states that this may cause him losing the secretary. He is told however, that the best practice to use would be a consistent pay scale.

Mr. Krupp moved to establish new line item A/C = 506-890; seconded by Mr. Holmes.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Krupp moved to take Items A-E as one but Mr. Killen objected. They then decided to do them as one at a time.

Mr. Krupp moved to transfer \$3,371 from 804-831-01 to 506-890; seconded by Mr. Holmes.

Mr. Krupp notes that this was debated in great detail last year.

Mr. Holmes questions what will happen if this is defeated.

Mayor Dickinson states that we are under contract and they are liable. This is the last year that we are under contract. It is a liability of the Town.

VOTE: Council members Bergamini, Diana, Holmes, Krupp, Papale, and Polanski voted aye; Council members Killen and Rys voted no; Chairman Gessert was not present for the vote; motion duly carried.

Mr. Krupp moved transfer of Items 14C-14E: seconded by Mr. Holmes. 36

Mr. Polanski questions Item C which shows they are taking \$10,000 from wages and putting it into street lighting.

Mr. Deak explains that because the budget was cut they need this money

Mr. Killen notes that the accounts are very close and is he sure they will have enough money. Mr. Deak states that they are close but they will have enough. They are billed for street lights every month.

Mr. Killen also questions Item E. They are much higher than previous years and it has been much warmer. Mr. Deak explains that they are also using these at night.

Mr. Rys comments that the original budget for railroad utilities was \$7,800 and they transferred \$3,000 into that account and they are now taking money from that account.

Mr. Deak explains that when he makes a transfer he tries to give his best estimate.

Mr. Killen then notes to Mayor Dickinson that the light at the corner of Center Street, last on the right, in front of Rubins old store and the other across from it is blinking.

Items 14C-E: Transfer \$10,000 from 503-130 to 508-646  
transfer \$5,050 from 505-130 to 508-646;  
Transfer \$600 from 504-140 to 503-201-01;  
Transfer \$350 from 511-201 to 509-201.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mrs. Papale who were not present for the vote; motion duly carried.

Mr. Krupp moved to abandon school pathway from Laurel Drive to Kondracki Lane: seconded by Mr. Rys.

Mr. Krupp questions when a piece of property is abandoned who takes possession?

Mayor Dickinson states that whether they are abandoning title to it. He understands that they do not own this pathway. He believes it is a right of way, an easement and if you abandon this, it would revert to the original owner. What they are doing is abandoning a walkway and there is a bridge there that is unsafe. Given that there are better ways to get to the school, they want to abandon the bridge. They do not own the walkway, it is an easement.

Mr. Krupp states that the bridge is involved and are the owners of that property aware that they are abandoning that bridge and as a result are they going to assume liability?

Mayor Dickinson states that they will remove the bridge. The property owners were given notice of the Town's intention. He states they were all notified to get their input on this matter.

It is explained to Mr. Krupp that this is the end of Kondracki Lane next to Woodhouse Avenue.

Mrs. Bergamini questions if we own this pathway.

Mayor Dickinson states that they no longer need this pathway. If they own the property, they still no longer need the pathway but there is no way they can abandon the property. They are saying they are not going to use this as a pathway any longer. They are not deciding title to the property. They would have less of a hazard if they remove the bridge. What they are encouraging is crossing the street because the bridge is not very safe.

Mr. Diana states that this is just an easement.

Mayor Dickinson states that a memo was sent to the property owner stating that there is a school walking pathway connecting Laurel Drive and Kondracki Lane. The Board of Education has advised the Mayor's office that this pathway is not and has not been utilized as a walking pathway since Pond Hill School was constructed. Apparently there is no need for this pathway and they are considering abandoning this.

They were requested to inform the Mayors office if they had any objections. The footbridge was the safety hazard. This went out to the property owners in the immediate area. They received no comment on this and they would now know they were taking out the footbridge. 306

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote: motion duly carried.

Mayor Dickinson notes that the land over which the Town has an easement: "The Town of Wallingford has a permanent easement right of way and walkway to pass and repass over the strip of land defined on a map. The land is owned by Edward F. Miller and Lenore R. Miller. The Town's interest in this easement may be abandoned by either quick claiming its interest by deed or by reducing its interest by instruments specifically designed for that purpose." This was dated October 22, 1984 it was a letter to Attorney McManus. This was a deed from Carnot Construction. Therefore, what should be done is draft an easement to release that to the property. Mayor Dickinson states that this could be drawn up and voted on now.

Mr. Krupp moved to authorize the execution of the legal mechanisms to abandon this easement; seconded by Mr. Killen.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote: motion duly carried.

A 5 minute recess was then called.

Item 16 was then up for discussion.

Mr. Krupp moved to go into Executive Session at 10:47 p.m. for the purpose of discussing the security alarm systems at the Wallingford Public Schools; seconded by Mr. Holmes.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote: motion duly carried.

Mr. Krupp moved to come out of Executive Session at 11:05 p.m. Mr. Holmes seconded the motion.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote: motion duly carried.

A note by the Mayor explains that this also pertains to the false alarm system. They have had quite a few false alarms.

Mr. Krupp then moved to waive the bid on the alarm systems for expansion; seconded by Mr. Holmes.

Officer Thomas J. Curren states that the false alarms are quite high. There is a section in the ordinance that will allow the Chief of Police to suspend the alarm users registration if the number of alarms reaches a high level. In good conscience, they cannot do this for school alarms. The technological changes will also help eliminate these false alarms. In order to enforce the ordinance, it must be

It was noted that they also expect good results from the employees, involved in this matter.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote: motion duly carried.

Mrs. Papale moved to bring up Item 24 for the Board of Education; seconded by Mr. Krupp.

Mr. Diana brought up the question that they adjourn and they carry on the meeting tomorrow. However, it was felt that they should just continue and they then voted on Mrs. Papale's suggestion to move up Item 24

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote: motion duly carried.

Mr. Krupp moved to consider and approve a job description for WORKING CREW LEADER - BOARD OF EDUCATION (approved 1985-86 budget), seconded by Mr. Holmes.

Mr. Killen questioned how many crew leaders they intended on having.

Mr. Cor stated "one".

Mrs. Papale questions if they have a crew leader now. She is answered 31 that this is a new position. Mrs. Bergamini then states that this will be posted and many people will apply.

Mr. Cei then states that this will be handled by Mr. Seadale. They will follow the Town Requirements. Mr. Cei states that his assistant has been eliminated and in place of that this position has been created.

Mrs. Bergamini notes that this is for a crew leader but they are requiring 7 years of experience.

Mr. Killen asks what this will pay as this job is for someone with quite a bit of ability.

What did the job eliminated pay as asked by Mr. Diana?

Mr. Cei states \$30,000.

How many people will this man have to supervise is a question raised by Mrs. Bergamini. Mr. Cei says in skilled trade group and custodians amounting to 35%. During the summer they double and sometimes triple their force to 70-100 people.

VOTE: Council members Bergamini, Diana, Killen, Krupp, Papale and Polanski voted aye; Mr. Rys voted no; Mr. Holmes passed; and Chairman Gessert was not present for the vote; motion duly carried.

Mr. Krupp then moved to establish A/C =203FM-571; seconded by Mr. Polanski.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mrs. Papale who were not present for the vote; motion duly carried.

Mr. Krupp moved transfer of \$315 from A/C 203FM-900 to A/C 203FM-571; seconded by Mr. Diana.

Mr. Killen asks when this seminar will take place.

Don Harwood explains that the transfer is to cover tuition payments for this fiscal year. This was part of the contractual agreement.

Mr. Killen asks if this was funded for next year and Mr. Harwood replies "no". This will be something facing the union.

VOTE: Council members Bergamini, Diana, Holmes, Krupp, Polanski and Rys voted aye; Mr. Killen voted no; Mrs. Papale and Chairman Gessert were not present for the vote; motion duly carried.

Mr. Krupp moved to consider waiver of bid on C-Med contract for the 1985-86 budget; seconded by Mr. Rys.

Mr. Krupp notes that this was discussed one year ago.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert, Mr. Holmes, and Mrs. Papale who were not present for the vote; motion duly carried.

Mr. Krupp moved to waive Rule V to discuss an item requested by the Fire Chief; seconded by Mr. Killen.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert, Mr. Holmes, and Mrs. Papale who were not present for the vote; motion duly carried.

Mr. Krupp moved to reject bids received for the 1500 G.P.M. Fire Department Pumper and to authorize waiver of a bidding procedure; Seconded by Mr. Polanski.

Chief McElfish states that they opened this item up for bid and the bids ranged from \$144,000 to \$163,000. The problem was that 1 bid was going to take 1 year. They need this fairly soon. The Mayor told him to see if there was one they could get sooner. He contacted the Stephen Corporation and they have a truck that they took to many fire shows that does meet their specifications. They could have it's pumper that would be fully serviced and with an extended warranty, 5 year on engine, 3 years on the transmission and 2 years on the vehicle, be fully serviced with many additional

items. They have bought a pumper from Sutphen for Yalesville, and they have had very good luck with it. The bottom line is that they can get a pumper that will more than meet the job and meet the specifications. They could get this delivered September 30th. Chief McElfish also noted that it would have a plaque with all the

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Council names on it.

Mr. Krupp notes that for this amount they are really getting something above and beyond what they were originally looking for.

If they went out to purchase this Chief McElfish notes that this would go for probably \$160,000 to \$170,000. They really are getting something worthwhile.

Mr. Killen states that they solicited 14 bids, why didn't the other 8 bid?

Chief McElfish states that they had the shows coming up and also the specifications were 50 pages long and some just didn't want to go through the trouble of bidding. Also, 2 stated that they could not build a unit that would meet their specifications.

Mr. Killen then questions if they will be confined to these 4 bidders in the future.

Chief McElfish states that he does not feel they will. There are other companies out there. Again, he states that they wanted a truck in a matter of 5-6 months. He did not feel they were in a position to wait. The additional items needed would be things that the Chief feels are really needed.

Mayor Dickinson asks if everyone is clear that the low bidder is the firm that they are talking about.

Mr. Krupp says this item is a showpiece and is coming in with even more than anticipated and he feels that this sounds like a very good deal. This is also coming in at a price lower than expected.

Chief McElfish then states that there will be a plaque with the Council Members names and the Mayor's name on it.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mrs. Papale moves to Waive Rule V for the Police Building Committee as they would like to discuss their telephone system.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mrs. Papale then motioned to discuss with the Police Building Committee the telephone proposals; seconded by Mr. Holmes.

A list of the phone companies contacted and a list of proposals was then passed out to the Council.

Mr. Fischer notes that they had a meeting last Tuesday and interviewed 5 different companies. Everything is based on 18 lines and 40 telephones. At the most they would go to 42 stations. They came in with the purchase and the lease per month. The major agreement and outcome of the meeting held, Mr. Fischer, Mr. Marshall and Mr. Hanley all feel that Executone was the company they were all impressed with.

Mr. Fischer notes that Executone then provided for \$575/month for 20 lines.

Mrs. Bergamini then questions how fast the service will be from Executone.

Mr. Fischer states that they guarantee the service within 30 minutes time.

Mr. Marshall comments that Executone has done much business with the State of Connecticut and they are 50 years old. It was also noted that they have a computerized inventory of all trucks, and before they send a serviceman out they can decide who will have the part on the truck.

Mr. Krupp would like to know how much was in the original plan for the phone system.

Mayor Dickinson states that this would come out of the budget as a maintenance and operating expense.

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Mr. Myers notes that when they prepared the 85-86 budget they put in a contingency for occupancy costs for the new police station.

Mayor Dickinson states that this lease would be in exchange for the old lease.

Mr. Myers comments that \$50,000 was put into contingency.

Mr. Krupp then questions what the 18/20 20/42 means. He assumes this means lines vs. stations. They currently have 25 stations and they visualize the new station will need 42.

The Building Committee noted that they are going from 15 rooms into 40 and right now people are doubling up on phones.

Mr. Holmes then asks the Committee to explain exactly why they are here.

Mr. Marshall says that within 3 weeks they need to do something about putting the wiring in. Sheetrock is being put up and they feel it best to do now. Also to do the wiring someone will charge them \$2,200 but if they take their phone company, the wiring will be included at no charge. Whoever they decide to go with will come in and wire within 3 weeks. Executone's lease is costing 10.5% where a normal lease would cost 14%.

Mr. Krupp notes that he has had very bad experience with Northeastern. He has had good results with Executone. Isotec is unknown.

Mrs. Bergamini states that she feels since this phone is connected to the Police Station, they don't want this phone out for 1 minute. They must have fast service. This is very important if the Police Station is without a phone.

Mrs. Papale states that the Police Building Committee was at the meeting and they should tell the Council what they feel.

Mr. Marshall feels that they all agree that Executone has what they need.

Mayor Dickinson notes that the bidding procedure was waived at the last meeting for the RFP approach. Also, on the sheet that was passed out, the per month lease, is that the way the purchase is broken down.

Mr. Fischer states that this would be per month over a period of 60 months.

Mayor Dickinson notes that there are 2 systems to phone service. One is the line coming in and the other is the system in the building. If there is a problem then that means that Sonecor would have to come in and check the line to the building and then the other company chosen would then have to take care of a problem in the system.

Mr. Krupp notes that they may have a diagnostic system where they can tell what the problem may be before they even come out.

Mr. Marshall states that Executone does have this type of system.

Mrs. Papale then makes a motion that they go ahead with Executone; seconded by Mr. Holmes.

VOTE: Unanimous ayes with the exception of Chairman Gessert who was not present for the vote; motion duly carried.

Mr. Marshall then asks if they can go ahead and have the system put in and is told "yes".

Mrs. Papale suggested that since they have a special meeting on Monday night, why not resume this meeting then. Mr. Krupp noted that there were only 5 items to go why not continue the meeting. The meeting is then continued.

It was then noted that Item 20 had been withdrawn.

Mr. Krupp moved authorizing Mayor Dickinson to sign lease between the Town of Wallingford and SNET Co.; seconded by Mrs. Papale.

Mayor Dickinson notes that this will increase the lease from \$300 to \$600.

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VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Holmes who were not present for the vote; motion duly carried.

Mr. Krupp then read the resolution defining the activities of the ordinance committee with Appendix II. What he is doing is giving the next committee the guidelines of what to go by as an ordinance committee. See Resolution and Appendix on next page.

Mrs. Papale motioned to approve Mr. Krupp's proposal pertaining to the ordinance committee; seconded by Mr. Killen.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Holmes who were not present for the vote; motion duly carried.

### RESOLUTION DEFINING THE ACTIVITIES OF THE ORDINANCE COMMITTEE

BE IT RESOLVED by the Town Council of the Town of Wallingford that the "Town Council Meeting Procedure" (also referred to as "Rules") adopted on January 10, 1984 and amended on June 11, 1985, are hereby amended by the addition of Appendix II, "ORDINANCE COMMITTEE."

#### APPENDIX II

#### ORDINANCE COMMITTEE

1. There shall be a Standing Committee of the Town Council known as the Ordinance Committee, appointed from among the membership of the Town Council; said Committee shall be appointed at the discretion of the Council Chairman, who shall also designate a Committee Chairman from among the Committee's membership.
2. The Ordinance Committee shall establish its own rules of procedure and meeting schedule. Minutes of all meetings shall be provided to the Council Chairman, to be noted for the record of the Town Council.
3. The responsibilities of the Ordinance Committee shall be as follows:
  - a. To review existing Ordinances at the request of responsible department heads and/or at its own initiative for recommended changes or repeal.
  - b. To review new Ordinance proposals at the request of responsible department heads and/or at its own initiative for subsequent recommendation regarding advisability to the Council as a whole.
  - c. To coordinate development and/or legal review of proposed Ordinances processed through the Committee with the Town Attorney's office prior to submission to the Town Council as a whole for public hearing.
  - d. Pursuant to the adoption of a unified Code of the Town of Wallingford, to coordinate and ensure the inclusion of new Ordinances and amendments within said Code, and to periodically audit said Code for correctness.

Nothing in this section, however, shall preclude the direct submission of proposed Ordinances by responsible department heads or other Town officials to the Town Council for public hearing and appropriate action.

Mr. Krupp moved to transfer \$65 from A/C 603-110 to A/C 603-200; seconded by Mr. Polanski.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Holmes who were not present for the vote; motion duly carried.

Mr. Krupp moved to note for the record the Ordinance Committee Meeting minutes of June 5, 1985; seconded by Mr. Killen.



VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Holmes who were not present for the vote: motion duly carried.

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Mr. Rys moved to accept Town Council Minutes of June 11, 1985: seconded by Mr. Krupp.

Mr. Killen then noted that on Page 12 where it states that Mr. Polanski moved to make a friendly amendment "against" should read "to".

Mrs. Bergamini also noted that on Page 13,  $\frac{1}{2}$  way down the page, "Mrs. Bergamini moved to transfer \$500 from A/C 503-201 to" the next A/C should be A/C 507-642.

Mr. Krupp moved to accept Town Council Minutes of June 11, 1985 as amended; seconded by Mr. Rys.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Holmes who were not present for the vote: motion duly carried.

Mr. Krupp brought up the fact that the minutes regarding Parker Farms School must be certified from June 2, 1985 meeting. These minutes were then handed out.

Mayor Dickinson then stated that they could Waive Rule V to accept these minutes but they would have to certify the section pertaining to Parker Farms.

Mr. Krupp moved to Waive Rule V to consider certification of the minutes of June 20, 1985; seconded by Mr. Rys.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Holmes who were not present for the vote: motion duly carried.

Mr. Krupp then moved to certify pages 13-14 of the minutes of June 20, 1985; seconded by Mr. Rys.

The Council members then read all the above mentioned pages that referred to this issue. (Parker Farms)

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Holmes who were not present for the vote: motion duly carried.

Mr. Krupp noted that at the last meeting they voted down a transfer from Mr. Deak because of enforcement of wage guide lines for contracts over a given amount. The question was raised about writing the State Commissioner and asking for a hearing in Wallingford, it is his understanding that a week ago the Governor signed a State Statute which raises the limits to \$50,000 on repair jobs which means this item is excluded from that provision of prevailing labor rates. \$50,000 on repairs and \$200,000 on new construction. Mr. Deak will then be back.

Mayor Dickinson notes that this depends on when this goes into effect.

Mr. Krupp moved to transfer \$129 from A/C 804-828 to A/C 132-421; seconded by Mr. Diana.

Mr. Killen asks why these were not taken out of 132-215.

Mr. Myers states that this was an addendum and when these were placed in front of him he felt they could be taken out of Blue Cross. It was first going to come from two separate accounts and then Mr. Myers changed this and this is why two line items.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Holmes who were not present for the vote: motion duly carried.

Mr. Krupp moved to transfer \$23 from A/C 804-828 to A/C 132-421; seconded by Mr. Polanski.

VOTE: Unanimous ayes with the exceptions of Chairman Gessert and Mr. Holmes who were not present for the vote: motion duly carried.

Attorney McManus was told that he didn't even have to have this done because the total was under \$200. Mayor Dickinson then replied that he assumed these accounts had already been used for a Mayoral transfer.

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Mrs. Bergamini then read Item 30.

Mr. Killen states that he wrote a letter to the Comptroller asking what the estimated income might be over and above the projected earnings for the Electric Division. He received a letter from him showing budgeted net income showing all adjustments to May 31st to be \$1,527,903.00. Net income as of May 31, 1985 was \$1,946,651. Net loss for the month of June was \$46,651. Projected net income for the fiscal year ending June 30, 1985 was \$1.9 million. Excess of net income over budgeted net income is \$372,097. This is now surplus funds he states to Tom Myers.

Mr. Myers states that he does expect to see a net income for 1985 to be 1.9 million.

Mr. Krupp states that right now as it stands, that would be 55/45.

Mr. Killen then states that he would like the net earnings over and above what the net earnings are projected put into the Capital and Nonrecurring Fund as they are allowed by charter. What Mr. Killen wants to see is the dollars worked in. This would then be a policy motion.

Mayor Dickinson states that he would ask to hold the motion. Last year they expected some \$200,000 more than what was budgeted and they actually got less than what was budgeted. He doesn't feel that this is an appropriate action to take at this time. He feels this should be discussed with the PUC before any action is taken. One body should work with the other. An occasion should be made to sit down with the PUC and this should wait until they know what will be done by the review auditors.

Mr. Krupp feels that last year they refunded this income to the rate payers. He supports the policy change being proposed. This may be something that they could put right into the General Fund.

Mr. Killen states that when the final figure is reached, this is the figure he would want transferred to Capital and Nonrecurring Fund. The money is suppose to be theirs in the first place and he shouldn't have to make a series of motions to have it.

Mayor Dickinson states that this comes down to the same thing. "What should be the return on investment for the Electric Division?" Originally it was the 55/45 formula. What they should have is an analysis by a firm familiar with utilities to determine what the return on investment should be. Whatever that return is, anything over that would become money the General Government could utilize. Until they have that analysis and they face things like power supply, they will never know if the money should be taken. If they have to start bonding for Electric Division improvement, there are going to be a lot of red faces. He doesn't feel that any action should be taken until this analysis is done. It is all guess work to know what kind of income they will have.

Mr. Krupp states that there is an 1899 Statute that says you must earn 5-8%. What they are talking about is the income that goes back into the Electric Division. For whatever purposes. In the past they got their percentage and the Town got its percentage. However, there was never any documentation of how much they actually keep. That reserve must keep getting bigger and bigger.

Mayor Dickinson states that how much of a reserve is there.

Mr. Killen states that they don't need a reserve. According to charter they have to fund them. Last year they had an \$800,000 surplus. If it had been a deficit, they would have had to come up with the money. They were give X number of dollars for the depreciation figures to take care of Capital Expenditures. In addition, they were given 45% of their net income. In addition to that they are going to get 45% of \$300,000-\$400,000. They don't know how to even spend this.

Mayor Dickinson states that Mr. Killen is assuming that the depreciation figure is factored into the rates & on an accounting basis,

would be sufficient for a return on investment to keep up their physical plant distribution system. Mayor Dickinson doesn't know this.

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Mr. Killen states that year in and year out they roll over their capital items because they can't spend it in any given year. They also have surplus. They are rolling in money.

Mayor Dickinson states that there is a multimillion dollar expenditure necessary for the Pierce Plant. If repairs are needed, this will come from their reserve.

Mr. Krupp then states that Capital Expenditures were incorporated into their budget.

Mayor Dickinson then questions whether they feel that an analysis should not be done to determine whether the 55/45 is out the window and go to some other formula to make return on investment appropriate. This is something that should be worked on. They would have to choose an accounting firm to do this. Mayor Dickinson notes that there were complaints about spending the money to have this looked into.

Mr. Krupp asked what this may cost.

Mayor Dickinson stated that Ray Smith suggested that just to have a portion of this done might cost \$20,000. Add Water and Sewer to this and this would cost more money. All this originates with the 55/45 formula. Until they have an analysis done, they are always going to be on a guessing basis.

Mr. Krupp then states that they are coming in up to almost \$400,000 over the projected figure. 45% then is enough to cover their capital demands. Any excess should then be put into Capital and NonRecurring or General Fund. The point is that it is excess.

Mayor Dickinson points out how do they know this is excess unless they know what kind of reserve they should have if any. Unless an analysis is done, this is not known. Mayor Dickinson also points out that he does not feel that with enterprise accounting, they could take this money and put it into a fund and then when the need arises to use that money, go ahead and take this money out. Enterprise accounting does not work this way.

Mr. Killen states that right now they are not only given them what they request, but they are giving them excess and the plants are still breaking down, they still have an excess of funds and nothing is being done.

Mayor Dickinson then asks Mr. Killen if he makes decisions over finances over what individuals are doing on a daily basis based on frustration. This would set precedent in the future. This is a grievous error.

Mr. Killen states that they were using 45% when they had to keep the plant in operation.

Mayor Dickinson notes that a substation was funded from the reserve. \$690,000 funded the 2nd transformer. What other projects they might have he doesn't know and he doesn't feel anyone has the knowledge of what is being done at their plant.

Mr. Myers states that there were years where they lost their shirts.

Mrs. Bergamini notes that they state this is a personality thing but no other department would be allowed to get away with what the PUC gets away with. She states that both she and Bert Killen attend their meetings and see just what is going on.

Mr. Krupp feels that what is needed is for someone to sit down and come up with a capital plan. They don't need an accounting firm to do this. By giving them the 45% we are giving them the easy way out states Mr. Killen.

Mayor Dickinson then states that Ray Smith would be willing to do this as long as they agree. He thought they would want an outside source doing this. If they will trust their judgement over what they need for the next 5 years.

Mr. Krupp feels that it is not unreasonable to tell those not they run a business and should be able to sit down and come up with a capital plan that identifies their requirements. This would identify what the real needs are for capital.

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Mr. Krupp notes that if he were an accounting firm coming in the first question he would ask is what is the capital plan. They would be basing their judgement on the same documentation that they would be looking at.

Mayor Dickinson states that they all see money there. However, that money could be evaporated just like that. All it takes is a rate change. There is nothing that can be done about this unless your own rate consultant is called in and he analyzes the new rate. It is a fictitious pot of gold and a rainbow that does not exist. In the past there were not profits and now there are.

Mr. Krupp feels that he has been after the 55/45 formula since 1977 and Mr. Killen has been after it a long time before that.

Mr. Myers notes that on the 55/45 formula, they don't even have to report their income. This is where Mayor points out the importance of the rates. Their capital program is partially funded through depreciation. Depreciation is a cost factor in the electric rate. They are collecting \$1,200,000 in depreciation every electric customer and they can turn a 0 net profit and still have 1.2 million to spend on capital acquisition. He is trying to point out the importance of the rate.

Mr. Killen points out they they get it all from the Town because they don't know where the money is coming from and these people have \$370,000 and they are suppose to give them 45% of what they don't have a need for. Meanwhile, the mil rate goes up.

Mayor Dickinson notes that the time that our electric rates are used on a continuous basis to subsidize the mil rate, we are all in trouble. This is not the design of the Electric Division. The design should be to provide electric energy better than competitive rates. Also, keep up their system and hopefully provide money for the Capital and Nonrecurring. At the point we use this to collect taxes, it will blow up in everyone's faces.

Mr. Krupp notes that the private citizens are a type of shareholder in that organization and as shareholders the return from investment comes in and offset all the mil rate. Unless someone can say what that money is being used for, he doesn't see that that money can be justified.

Attorney McManus states that their rate has to be set on the fact that no more than 5-8% of the value of their capital plan. The 5-8% is the return on investment of the actual value of your plan.

Mr. Krupp states that a simple split of 55/45 does not follow any type of business logic. There has to be a capital plan that justifies this.

Mr. Killen states that the Capital and Nonrecurring fund wasn't set up to protect the earnings of the Electric Division. It was set up to take care of the needs of the Town of Wallingford. In so doing, they were going to take money from the Electric Division. The first intent was to take care of the Town.

Mr. Krupp feels that the Capital and NonRecurring fund can not be used for schooling and Mr. Killen replies that it cannot be used for bonding. Mr. Krupp then replies that it is being used for paying off the bond on West Side High School.

Mayor Dickinson feels that if it is credible for them to design a plan that states what they need then go ahead with it. He urges that the Council not takes sides on this issue. These two bodies should work well together. Deal with reality.

Mrs. Papale states that she always went along with the PUC. However, when they came up with the last budget, she was embarrassed. How can they help not being disappointed in them.

Mayor Dickinson states that in order to show disappointment, it is very unwise to set a policy which is not based on some good logic and sound facts.

Mrs. Bergamini points out that Steve Tank comes in and asks for \$15,000 and they give him a hard time yet the PUC comes in with \$15,000 for seminars and conferences and nobody gives them a hard time. 37

Mayor Dickinson states that their frustrations are about individuals. Don't set policies based on frustrations.

Mr. Killen states that if they can tell him where the logic is to justify 55/45 then they have reached a plateau.

Mayor Dickinson states again that this has to follow with logic. He states that they can get at them but they can also get back at the Council. The concerns should be able to be worked out and a better policy can be utilized but it has to be done with both parties working on this. If not, all they will do is end up in battle. There is no way to tell how they will develop rates in the future.

Mr. Myers also notes that the rates are figured by an outside party.

Mr. Killen states that all he is saying is that they seem to have the excess money, why not use it. This is not an issue of rates going out of site.

Mayor Dickinson states that they will not even see any money on this until an audit is accomplished. What they do is raise the red flag. This is an item which infringes on their territory. This is going to result in all kinds of emotional response. You will never hear the end of it. Each party will be looking to see that the other party doesn't get anything.

Mr. Killen states that they are running at a good rate of pay and they have to pull teeth to get money out of them. Their attitude does not concern Mr. Killen.

Mayor Dickinson points out that this will be an ongoing battle. They should be treated as a subcommittee of the Council.

Mrs. Papale suggest that maybe they should sit down with them face to face and tell them how they feel.

Mr. Killen states that they do whatever they want.

Mr. Diana states that when personalities are involved a defense system goes up. They would spend \$20,000 of inhouse money to do what they have the expertise to do now.

Mayor Dickinson says he will see that they could then prepare the report.

Mr. Diana states that they should come up with the report and then the Council could decide if the report is something to be considered.

Mr. Killen then moved to transfer what is left in the Electric Division and transfer it to the Capital and Nonrecurring Fund; seconded by Mr. Diana.

Mr. Krupp supports Mr. Killen's stand but he would like to see the report first.

Mr. Diana notes that the way this thing is going, they will have to have a meeting with the PUC anyway.

**VOTE:** Council members Diana, Killen and Papale voted yes; Council members Bergamini, Krupp, Polanski and Rys voted no; Chairman Gessert and Mr. Holmes were not present for the vote; motion does not carry.

The Mayor notes that the next step now will be to see what the PUC can come up with.

A motion was duly made, seconded and carried and the meeting was adjourned at 12:50 p.m.

Lisa M. Bousquet  
Council Secretary

Approved: David A. Gessert  
David A. Gessert, Council Chairman

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Date July 11, 1985

Rosemary A. Rascati  
Rosemary A. Rascati, Town Clerk

7-12-85  
Date

Exhibit 1  
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#### RESOLUTION

WHEREAS, pursuant to Public Act 82-469, the State of Connecticut has provided tax incentives for Connecticut businesses that donate to Community programs under certain circumstances; and

WHEREAS, it is required under Public Act 82-469 that any municipality desiring to obtain benefits under the provisions of this Act shall, after holding at least one public hearing and after approval of the legislative bodies, submit to the Commissioner of Revenue Services a list of programs eligible for investment by business firms under the provisions of this Act; and

WHEREAS, it is desirable and in the best interest that the Town of Wallingford submit such a list to the State of Connecticut.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WALLINGFORD:

1. That after holding a public hearing on the list required under Section 2 of Public Act 82-469, the Town Council of the Town of Wallingford hereby approves the attached list entitled: Summary List of Neighborhood Assistance Programs, June 3, 1985.
2. That the Mayor of the Town of Wallingford is hereby authorized and directed to submit to the Commissioner of Revenue Services the approved list of programs eligible for investment by business firms and to provide such additional information; to execute such other documents as may be required by the Commissioner; to accept on behalf of the Town any funds available for these municipal programs on the list; to execute any amendments, recisions, and revisions thereto; and to act as the authorized representative of the Town of Wallingford.

Certified a true copy of a resolution duly adopted by the Town of

Approved: David A. Gessert, Council Chairman

Date July 11, 1985

Rosemary A. Rascati  
Rosemary A. Rascati, Town Clerk

Date 7-2-85

Exhibit 1  
Page 1 of 3

RESOLUTION

WHEREAS, pursuant to Public Act 82-469, the State of Connecticut has provided tax incentives for Connecticut businesses that donate to Community programs under certain circumstances; and

WHEREAS, it is required under Public Act 82-469 that any municipality desiring to obtain benefits under the provisions of this Act shall, after holding at least one public hearing and after approval of the legislative bodies, submit to the Commissioner of Revenue Services a list of programs eligible for investment by business firms under the provisions of this Act; and

WHEREAS, it is desirable and in the best interest that the Town of Wallingford submit such a list to the State of Connecticut.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WALLINGFORD:

1. That after holding a public hearing on the list required under Section 2 of Public Act 82-469, the Town Council of the Town of Wallingford hereby approves the attached list entitled: Summary List of Neighborhood Assistance Programs, June 3, 1985.
2. That the Mayor of the Town of Wallingford is hereby authorized and directed to submit to the Commissioner of Revenue Services the approved list of programs eligible for investment by business firms and to provide such additional information; to execute such other documents as may be required by the Commissioner; to accept on behalf of the Town any funds available for these municipal programs on the list; to execute any amendments, recisions, and revisions thereto; and to act as the authorized representative of the Town of Wallingford.

Certified a true copy of a resolution duly adopted by the Town of

(Date)

(Clark)

Exhibit I  
 Page 2 of 3

SUMMARY LIST OF NEIGHBORHOOD ASSISTANCE PROGRAMS

June 3, 1985

<u>TITLE</u>	<u>AGENCY</u>	<u>AMOUNT</u>
Drunk Driving Awareness	RID	1,000.00
Respite Care for Elderly and Chronically Ill	Family Service Association of Central Conn., Inc.	20,000.00
Vocationally Oriented Rehabilitation Services for the Psychiatrically Disabled	Community Provider Consortium, Inc.	30,207.00
Computer Project - Wallingford Senior Center	Committee on Aging	2,590.00
Meriden- Wallingford Barred Women's Shelter Operations	Meriden-Wallingford Chrysalis, Inc.	20,000.00
Handicapped Recreation and Fitness Program	Gaylord Hospital	15,000.00
Special Equipment Purchase Program	Gaylord Hospital	75,000.00
Expansion - Modernization	Easter Seal Rehabilita- tion Center of Central Connecticut	630,000.00
Mid-Line (Helpline for Children Home Alone After School)	Wallingford Community Day Care and Youth Service Bureau	13,000.00
Sexual Abuse Prevention Project and Parent Aide Services	Child Guidance Clinic for Central Connecticut, Inc.	1,400.00
Program Aide	Quinnipiac Council, Boy Scouts of America	6,000.00

Exhibit I  
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AMOUNT

<u>TITLE</u>	<u>AGENCY</u>	<u>AMOUNT</u>
Outreach Drug & Alcohol Treatment and Prevention Services for Youth	Child Guidance Clinic of Central Connecticut, Inc.	17,000.00